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CASE 4-31360A/USN

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January 16, 2003
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF
LABOW ET AL.
APPLICATION NO: 09/813,492
FILED: MARCH 21, 2001
FOR: MAMMARY GLAND CHEMOKINE

Art Unit: 1642
Examiner: Holleran, Anne L.

Assistant Commissioner for Patents
Washington, D.C. 20231

RECEIVED
JAN 21 2003
TECH CENTER 1600/2900

AMENDMENT

Sir:

In response to the outstanding Office Action, dated October 22, 2002, having a period of response set to expire January 22, 2003, Applicants request reconsideration of the application in view of the remarks below.

In the Claims:

Please amend claim 1 as follows:

1. (Amended) A method for detecting a breast tumor, comprising the steps of:
a) providing a probe containing a polynucleotide which comprises the sequence of SEQ ID NO:1 or a fragment thereof;
b) contacting said probe to a sample of tissue or tissue extract from a patient under a hybridizing condition to produce a hybridized probe; and
c) quantifying the level of hybridization with said probe wherein suppressed hybridization compared to control levels indicate the presence of a breast tumor.

Please add the following new claim: